

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

WYETH,

Plaintiff,

v.

IMPAX LABORATORIES, INC.,

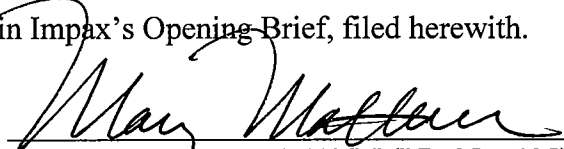
Defendant.

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) Civil Action No.: 06-222 JJF
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**DEFENDANT IMPAX LABORATORIES, INC.'S MOTION TO MODIFY
SCHEDULING ORDER**

Defendant Impax Laboratories, Inc. hereby moves to modify the Rule 16 Scheduling Order issued by the Court on July 13, 2006 by changing the deadline for the amendment of pleadings from August 10, 2006 to March 30, 2007. (D.I. 27 at ¶ 5). The grounds for this motion are set forth in Impax's Opening Brief, filed herewith.

Dated: August 10, 2006

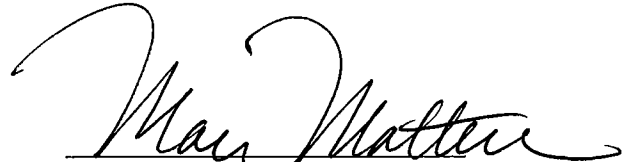

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RULE 7.1.1 CERTIFICATION

The undersigned certifies that counsel for plaintiffs and counterclaim defendants Wyeth has been contacted and the parties have been unable to resolve the issues presented in this Motion.



Mary B. Matterer (#2696)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

WYETH,)	
)	
)	
Plaintiff,)	
)	Civil Action No.: 06-222 JJF
v.)	
)	
IMPAX LABORATORIES, INC.,)	
)	
Defendant.)	
_____)	

[PROPOSED] ORDER

WHEREAS, the Court having considered Defendant's Motion to Modify the
Scheduling Order;

IT IS HEREBY ORDERED this ____ day of _____, 2006 that the
Motion is GRANTED.

Paragraph 5 of the Rule 16 Scheduling Order issued by the Court on July 13, 2006
shall be modified to provide as follows:

5. Amendment of the Pleadings. All motions to amend the pleadings shall be
filed on or before **August 10, 2006.**

Joseph J. Farnan, Jr., J.

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of August, 2006, I electronically filed the foregoing document, **DEFENDANT IMPAX LABORATORIES, INC.'S MOTION TO MODIFY SCHEDULING ORDER.**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Jack B. Blumenfeld
Karen Jacobs Loudon
Morris Nichols Arsht & Tunnell
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Wilmington, DE 19801

Additionally, I hereby certify that on the 10th day of August, 2006, the foregoing document was served as indicated on the following:

VIA EMAIL AND HAND DELIVERY

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